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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Merrit N. Jacobs Docket No. CDS0255  
Ronald F. Brookes  
Zhong Ding  
Serial No. : 09/993,054 Art Unit: 3729  
Filed : 11/06/2001 Examiner: Brian Gordon  
For : ASPIRATING AND MIXING OF LIQUIDS WITHIN A PROBE TIP



I hereby certify that this correspondence is being deposited with the  
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to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June 28, 2005  
(Date of Deposit)

Todd J. Burns  
(Name of applicant, assignee, or Registered Representative)

/Todd J. Burns/

(Signature)

June 28, 2005  
(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL**

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated December 28, 2004 finally rejecting Claims 18-22 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on \_\_\_\_\_ for \_\_\_\_\_ month(s).
2. ☒ A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. ☐ A timely response to the final rejection has been filed.
4. ☒ Fee \$500.00: for filing of Notice of Appeal  
☐ Not required (fee paid in prior appeal)  
☒ Charge to Deposit Account No. 10-0750/CDS0255/TJB. Two additional copies of this Notice are enclosed herewith.  
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/CDS0255/TJB.

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Respectfully submitted,

/Todd J. Burns/

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Date: June 28, 2005